IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

Crl.Rev.Pet.No. 2022 of 2007()

CRA.210/2005 of ADDL. DISTRICT & SESSIONS FAST TRACK COURT (ADHOC) III, PATHANAMTHITTA
CC.1202/2001 of JUDL.MAGISTRATE OF FIRST CLASS COURT, THIRUVALLA

.....

REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

P.D.JOHN, S/O.DANIEL,
AGED 57 YEARS, PADINJAREKKARA HOUSE,
PUZHAVATHU P.O. CHANGANACHERRY,
KOTTAYAM DISTRICT.

BY ADV. SRI.R.SANTHOSH BABU

RESPONDENTS: COMPLAINANT AND STATE

---

1. SEBASTIAN JOSEPH,
MANAGING PARTNER, KAILATH CHITTIES,
MALLAPPALLY WEST, PATHANAMTHITTA DISTRICT.

2. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 25/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

==========

CRL. R.P. NO. 2022 OF 2007

==========

Dated this the 25th day of May 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs. 2,40,000/- vide Section 357(3) Cr.P.C and in default to undergo simple imprisonment for two months.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate, Thiruvalla on **26.11.2007** to receive sentence.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

rv